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Filing date: **07/08/2011**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91189023
Party	Plaintiff Whataburger Partnership
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Submission	Stipulated/Consent Motion to Extend
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Date	07/08/2011
Attachments	ext request what004.pdf (2 pages)(136033 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

WHATABURGER PARTNERSHIP,

Opposer,

v.

SARKIS AVAKIAN,

Applicant.

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Opposition No. 91189023

AGREED MOTION TO EXTEND TRIAL BRIEFING PERIODS

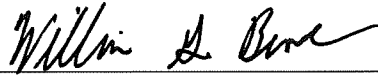
Opposer Whataburger Partnership (“Opposer”) requests a 30-day extension of time to file its trial brief in the proceeding captioned above, and for all other trial dates in this case. This extension is sought to allow the parties time to continue with their settlement discussion.

On July 7, 2011, Applicant’s counsel, Sheryl Koval Garko, stipulated to this requested extension and authorized the filing of this agreed motion on Applicant’s behalf. Upon granting of this motion, the following time periods shall apply:

Opposer’s Trial Brief due:	August 18, 2011 ¹
Applicant’s Trial Brief due:	September 17, 2011
Opposer’s Reply Brief due:	October 2, 2011

¹ On March 24, 2011, Applicant filed a stipulated motion to extend the close of its testimony period to April 5 and Opposer’s rebuttal testimony period to May 20. Although it appears the Board did not rule on that motion, the extension requested herein is calculated from the dates set forth in Applicant’s March 24 motion.

Respectfully submitted,

By: 

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ATTORNEYS FOR OPPOSER

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the AGREED MOTION TO EXTEND TRIAL BRIEFING PERIODS has been served via First Class Mail, postage prepaid (and a courtesy copy by email) to counsel for Applicant at the address below, on July 8, 2011:

Sheryl Koval Garko, Esq.
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